

ARE PLAYS ORIGINAL?

What Augustin Daly Has to Say
About the Matter.

THE CRUELITIES OF BABY FARMING

**In Massachusetts—Senior Guardian Beggs to
be Re-elected by Camp 20—C. P.**

[Special to THE HERALD—Examiner Dispatch]
NEW YORK, Jan. 11.—Augustin Daly is still contesting the right of William A. Brady, the California actor and manager, to play "After Dark." As telegraphed to the Examiner Brady won a signal victory in the lawsuit.

In the lower court and the present proceeding is by virtue of the New York manager's appeal. Brady's position in law is that he is a bona fide purchaser of "After Dark" from Boucicault, although Boucicault himself paid heavy damages to Daly as a result of his alleged infringement of "Under the Gaslight" with this very play.

Mr. Daly testified that he wrote "Under the Gaslight" in 1867 and that the idea of one character

Mr. Brady's attorney thereupon produced the book of a play called "Scamps of London," translated from the French play known

and said to have been produced at the Theatre Royal, in London, November 13, 1843. This play was shown to contain a railroad incident rescue almost identical

to the situation in "Under the Gaslight," Mr. Daly examined the pamphlet carefully and then said: "This play may have been produced in 1843, but it was not published until late in the year 1868, not until after I had written 'Under the Gaslight,' and there is not the slightest evidence that the railroad scene now incorporated in the book was part of the play as originally produced."

A copy of the *Galaxy* magazine for April, 1867, was then offered in evidence, which contained a story entitled "Captain Tom's Fright." This story also contained the

precise situation of a railroad rescue as used by Mr. Daly in "Under the Gaslight." Mr. Daly denied that he saw the story prior to his writing "Under the Gaslight."

His attention was next directed to the railroad scenes in such plays as "Waifs of New York" and "The Pavements of Paris." He replied that he knew nothing of these plays, as he had never seen them. Mr. Gerber then sought to obtain a list of the dramas Mr. Daly has written previous to "Under the Gaslight," and he was asked if it was not a fact that none of these plays was really original with him, and if

they weren't merely adaptations of other plays. Mr. Daly admitted that they had all been mere adaptations and said with some temper; "I will tell you for your satisfaction that such a thing never happened."

absolutely critical play is almost an impossibility. Plays-to-day are substantially only adaptations of old plots. Nevertheless, there is such a thing as originating novel and effective situations, and when copyrighted those situations and inventions are as much the author's personal property as the clothes on his back."

Cruelties of a Baby Farm.
[Special To THE HERALD—Examiner Dispatch.]
BOSTON, Jan. 10.—Mrs. Evelyn Abbott keeps a baby farm in Roxbury. She appeared before the board of health today

Dr. Draper, medical examiner for Roxbury, said he would hear the facts which, though hardly admissible in a court of law were

nevertheless strongly against the petition in question. The dead bodies of thirty children, Dr. Draper said, have been found within a radius of three-quarters of a mile from Mrs. Abbot's place and all have borne traces of starvation. From the evidences on their bodies he had a solid presumption, he said, that they were traceable to the premises of Mrs. Abbott. One of these was wrapped in a Portland newspaper.

Beggs to be Re-elected.
CHICAGO, Jan. 10.—The News says: In all

probability John F. Beggs will be re-elected senior guardian of Camp 20 to-night. Beggs may or may not be present, but it is said that his re-election is assured. Camp 20 members have held a caucus and decided that Beggs' acquittal is in the outline of the verdict of not guilty for Camp 20, and that the suspicion that the murder was hatched in the notorious camp has been removed.

Murat Halstead, on his way from Denver to Cincinnati, was in town to-day. To

a reporter, regarding the nomination of Brice, he declared it had put the Democrats in a hole. "It is simply a tribute to the money power." Continued the field marshal: "Having done so, having openly indorsed the representative of such power, how can the Democrats ever again pose before the country as the opponents of monopolists, trusts and grasping millionaires? Brice is not an Ohian and his admission to the Senate is shameful."

Halstead did not take any stock in today's report from Columbus that Brice would not be elected in spite of the nomi-

C. P. Huntington's Valuable Time.
[Special to THE HERALD—Examiner Dispatch.]
New York, Jan. 10.—C. P. Huntington has been making frequent trips of late be-

the custom house with the purpose of adjusting if possible the matter. He imported to this country a considerable stock of

silks, laces and general feminine finery. The stuff was purchased in Europe by Mrs. Huntington and was brought back here by Mr. Huntington and his wife, when they returned from witnessing the marriage of

their daughter to Prince Hatzfeldt. Arriving at this end of the line the usual declaration was made that the contents of the various trunks were made up of the per-

sonal wardrobe of the travelers, but when the custom house inspectors went through them they discovered sufficient to establish difference of opinion. The amount of duty claimed is \$200. How many times Mr. Huntington has gone from the Mills building to the custom house and returned in order to have that claim for \$200 with-

drawn, it is impossible to say, but so often at least that it affords opportunity for the calculation that Mr. Huntington's visit are worth, according to his own estimate.

The President's Visitors.
WASHINGTON, Jan. 10.—The President's visitors this morning included the entire Chicago world's fair delegation, headed by Senator Farwell.

German Officers Captured.
BERLIN, Jan. 10.—A dispatch from Zanzibar says that Banberri has captured Lieutenant Gumbert, of the German expedition.

Dr. Doellinger Dead.

MUNICH, Jan. 10.—Dr. Doellinger, head of the "Old Catholic" movement in southern Germany, and one of the famous opponents of the doctrine of papal infallibility, died here today.

is dead.